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2 UNITED STATES DISTRICT COURT  
3 SOUTHERN DISTRICT OF NEW YORK4 -----X  
5 Estate of VALERIE YOUNG, by VIOLA YOUNG,  
6 as Administratrix of the Estate of  
7 Valerie Young, and in her personal  
8 capacity, SIDNEY YOUNG, and LORETTA  
9 YOUNG LEE,10 Plaintiffs,  
11 vs. Index No.:  
12 07CV624113 STATE OF NEW YORK OFFICE OF MENTAL  
14 RETARDATION AND DEVELOPMENTAL  
15 DISABILITIES, PETER USCHAKOW,  
16 personally and in his official  
17 capacity, JAN WILLIAMSON, personally  
18 and in her official capacity, SURESH  
19 ARYA, personally and in his official  
20 capacity, KATHLEEN FERDINAND,  
21 personally and in her official  
22 capacity, GLORIA HAYES, personally and  
23 in her official capacity, DR. MILOS,  
24 personally and in his official capacity,

14 Defendants.

15 -----X  
16 April 7, 2008  
17 10:11 a.m.

18

19 Examination before trial of KATHLEEN  
20 A. FERDINAND, held at the offices of The  
21 Catafago Law Firm, P.C., 350 Fifth Avenue,  
22 New York, New York, pursuant to Notice,  
23 before Wendy D. Boskind, a Registered  
24 Professional Reporter and Notary Public  
25 of the State of New York.

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## 2 APP E A R A N C E S:

3

4 THE CATAFAGO LAW FIRM, P.C.

5 Attorneys for Plaintiffs

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7 350 Fifth Avenue

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9 BY: JACQUES CATAFAGO, ESQ.

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11

12 STATE OF NEW YORK

13 OFFICE OF THE ATTORNEY GENERAL

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15 Attorneys for Defendants

16 120 Broadway

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18 BY: JOSE L. VELEZ, ESQ.

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20

21 ALSO PRESENT:

22 PATRICIA PAWLOWSKI, ESQ.

23 Counsel's Office

24 Office of Mental Retardation

25 and Developmental Disabilities

1 Ferdinand

2 that the consumer is in need of services.

3 Q. Do you know whether you have  
4 ever seen such a certification in  
5 connection with Valerie Young?

6 A. Yeah, I've seen it.

7 MR. CATAFAGO: I don't  
8 believe it was produced.

9 MR. VELEZ: It would be in  
10 the medical records.

11                   A.     It would be in the actual  
12                   medical records.

13 MR. VELEZ: We produced the  
14 full medical records.

15 Q. And if it's not in the full  
16 medical records, it doesn't exist?

17                   A.     No, those -- they do that  
18     certification every year, the doctor  
19     signs it. so it has to be there.

20 Q. What is the "UR 3" referred  
21 to in item 6?

22                   A.     I have no idea what the "UR  
23                    3" is.

## 24 0. Let me finish the questions.

25 MR. VELEZ: Frankly, counsel,